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January 26, 1994

Mr. Andrew D. Edwards 238 East 100 North #64 Kanab, Utah 84741

Re: <u>Previously Disturbed Land, Bald Knoll Mine, March Corporation, M/025/012, Kane County, Utah.</u>

Dear Mr. Edwards:

The Division has reviewed your letter, received January 21, 1994, which requested a variance concerning predisturbed land. You asked the Division not to consider this area as part of your small mining operation. This request would not be considered a variance as stipulated by Rule R647-3-110. Regardless, the Division cannot hold you responsible for land disturbed before your operation began, unless you reimpact or reuse it. However, to avoid future confusion, and to provide proof of the extent of predisturbed land, we ask that you provide the Division with photographs of all areas previously disturbed by mining. Please take these photographs before mining begins and submit them as soon as possible.

Thank you for your concern in this matter. If you have any questions, feel free to contact me or Wayne Hedberg at (801) 538-5340.

Sincerely,

Travis W. Jones

Reclamation Hydrologist

Minerals Reclamation Program

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